IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

-

WRIT PETITION NO : 1774 of 1995

Between:

C.Seshagiri Rao S/o.C.Anjaneyulu,
R/o.Hyderabad.

..... PETITIONER

AND

1 M/s.South Central Railway Employees Co-operative Credit Society Limited, (R.No.1548), represented by its Secretary, Secunderabad.
2 M/s.South Central Railway Employees Co-operative Credit Society Limited, (R.No.1548), represented by its President, Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus declaring that the action of the respondents in not paying the salary and other benefits to the petitioner for the period 2-8-94 to 4-10-94 and placing him under suspension without following it up with any disciplinary action is arbitrary and illegal and direct the respondents to pay salary and other benefits to him with penal interest.

Counsel for the Petitioner: MR.V.VENKATARAMANA

Counsel for the Respondents: MR.T.S.VENKATARAMANA

MR.B.H.R.CHOWDARY

(None appeared)

The Court made the following:

ORAL ORDER:

This Writ Petition is filed against M/s. South Central Railway Employees Co-operative Credit Society Limited, Registered No.1548, represented by its Secretary, Secunderabad, which, I am informed, is a Society registered under the A.P. Co-operative Societies Act.

2. In the absence of any pleading, in the affidavit filed in support of the Writ Petition, as to whether or not the respondent-Co-operative Society would fall within the definition of "State" within the meaning of Article 12 of the Constitution of India and as to how the Writ Petition would lie against a Society registered under the Co-operative Societies Act, this Writ Petition is liable to be dismissed as not maintainable and is accordingly dismissed. This order shall not, however, preclude the petitioner from availing such remedies as are available to him in law.

22.7.2005

SSR

To

1 The Secretary, M/s.South Central Railway Employees Co-operative Credit Society
Limited, (R.No.1548), Secunderabad.
2 The President, M/s.South Central Railway Employees Co-operative Credit Society
Limited, (R.No.1548), Secunderabad.

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